

IN THE SUPREME COURT OF THE STATE OF DELAWARE

JACOB WATERS,	§
	§ No. 524, 2008
Petitioner Below-	§
Appellant,	§
	§ Court Below—Family Court
v.	§ of the State of Delaware
	§ in and for New Castle County
VICTORIA POTTER,	§ File No. CN05-04814
	§ Petition Nos. 08-19074
Respondent Below-	§ 08-18515
Appellee.	§ 05-29223

ORDER

This 17th day of February 2009, it appears to the Court that, on January 2, 2009, the Clerk of the Court issued a notice to show cause why this appeal should not be dismissed pursuant to Supreme Court Rule 29(b) for the appellant's failure to pay the Family Court filing fee and transcript cost. The appellant has failed to respond to the notice to show cause within the required ten-day period. Therefore, dismissal of this action is deemed to be unopposed.

NOW, THEREFORE, IT IS ORDERED, pursuant to Supreme Court Rule 29(b), that the within appeal is DISMISSED.

BY THE COURT:

/s/ Myron T. Steele
Chief Justice